UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO EASTERN DIVISION J. 127 Pt 1-02

KING LINCOLN, ET AL.

PLAINTIFFS,

AND

Civil Action No. C2 06 745

THE OHIO ELECTION JUSTICE CAMPAIGN, PADDY SHAFFER, MARILYS BARBEE, VIRGINIA BROOKS, MARK BROWN, BRUCE DUNCANSON, MARIAN LUPO,

PETER JONES, TIMOTHY KETTLER,

JUDGE ALGENON MARBLEY

MAGISTRATE JUDGE KEMP

individually and as CLASS REPRESENTATIVES: under Fed.R.Civ.P. 23,

v.

J. KENNETH BLACKWELL, ET AL.,

DEFENDANTS,

AND

THE STATE OF OHIO,

INTERVENOR-DEFENDANT.

PROPOSED INTERVENORS-PLAINTIFFS OHIO ELECTION JUSTICE CAMPAIGN AND NAMED PLAINTIFFS' SHAFFER, BARBEE, BROOKS, BROWN, DUNCANSON, LUPO, JONES, AND KETTLER MOTION FOR FILING DOCUMENT UNDER SEAL

Pursuant to S. D. Ohio Civ. R. 79.3(a), the Proposed Intervenors move to file Ex.

E, affirmation in support of their Motion for Reconsideration, under seal. Proposed

Intervenors submit this newly discovered evidence for filing under seal pursuant to the witness's request.

Dated: March <u>27</u>, 2009

Respectfully submitted,

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Certificate of Service

I hereby certify that on March 27, 2009, the foregoing Motion to File Document Under Seal was filed on paper in person with the clerk of court pursuant to U.S. District Court, S.D.Ohio local Civil Rule 5.1(c). A true copy of this motion was sent by regular mail to the following counsel of record:

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s/ Paddy Shaffer

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